Civil Contempt Petition No. 47 of 2004
Hon. P.C. Pant, J.

This contempt petition has been moved, complaining the disobedience of order dated 17.05.2002 passed in Civil Petition No. 161 of 2002 (M/S) whereby parties were directed to maintain the status-quo.

In response to the notices issucd by this Court, a counter affidavit has been filed on behalf of the opposite parties, stating that the order, directing to maintain the status-quo has not been violated by the opposite parties. What they have done is that they have filed a suit in respect of the property before the court of Civil Judge (Junior Div.), Hardwar. Filing of suit before the civil court, does not amount to violation of order, directing to maintan the status-quo and as such, it cannot be said that the wilful disobedience has been committed by the respondents of the aforesaid order.

Contempt Petition is dismissed. Notices are discharged.

(P.C. Pant, J.)

Dt. 24.03.2006
Sweta